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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

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7 JACQUELINE LAWRENCE, et al.,

8 Plaintiff(s),

9 v.

10 LAS VEGAS METROPOLITAN POLICE  
11 DEPARTMENT, et al.,

12 Defendant(s).

Case No. 2:16-CV-3039 JCM (NJK)

ORDER

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14 Presently before the court is the defendants United States Department of Justice's and the  
15 United States Marshals Service's motion to dismiss the first amended complaint's ninth and tenth  
16 claims for relief. (ECF No. 24).

17 The plaintiffs jointly filed a notice of non-opposition, indicating to the court that  
18 "[p]laintiffs do not oppose Federal Defendants' Motion to Dismiss the First Amended Complaint's  
19 Ninth and Tenth Claims for Relief against Federal Defendants on the basis that Plaintiffs have yet  
20 to exhaust the administrative claims process under the Federal Tort Claims Act, 28 U.S.C. §§  
21 1346(b)(1), 1402(b), 2401(b), 2402, 2671-2680 ('FTCA'). . . . Therefore, Plaintiffs hereby request  
22 that this Court dismiss Plaintiffs' Ninth and Tenth Claim[s] for relief against Federal Defendants  
23 *without prejudice*." (ECF No. 26).

24 Good cause appearing, this court will grant the motion to dismiss.

25 Accordingly,

26 IT IS HEREBY ORDERED that the motion to dismiss the first amended complaint's ninth  
27 and tenth claims for relief (ECF No. 24) is GRANTED.  
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1 IT IS FURTHER ORDERED that the first amended complaint's ninth and tenth claims for  
2 relief (ECF No. 21 at 26–30) are DISMISSED without prejudice.

3 DATED November 9, 2017.

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5 UNITED STATES DISTRICT JUDGE  
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